

TOWN COUNCIL MEETING

APRIL 13, 1993

7:00 P.M.

1. Roll Call and Pledge of Allegiance
2. Consent Agenda
  - a. Consider and Approve a Transfer of Funds in the Amount of \$500 from Telephone Acct. #2032-200-2000 to Building Supplies Acct. #2032-400-4260 - Dept. of Fire Services
  - b. Consider and Approve a Transfer of Funds in the Amount of \$400 from Maintenance of Radios Acct. #2032-500-5300; \$400 from Recognition and Awards Acct. #2032-600-6060; \$200 from Maintenance of Vehicles Acct. #2033-500-5000; \$75 from Tires and Tubes Acct. #2033-400-4520; \$1,000 from Telephone Acct. #2032-200-2000 and \$200 from Data Processing Services Acct. #2034-900-9000 for a Total of \$2,275 to Maintenance of Vehicles Acct. #2032-500-5000 - Dept. of Fire Services
  - c. Consider and Approve a Transfer of Funds in the Amount of \$800 from Small Equipment Acct. #2039-400-4850 to Utilities Acct. #2039-200-2010 - Dept. of Fire Services
  - d. Consider and Approve Tax Refunds (#185-191) in the Amount of \$4,039.49 - Tax Collector
  - e. Note for the Record Mayoral Transfers Approved to Date
  - f. Note for the Record Anniversary Increases (3) Approved by the Mayor
  - g. Consider and Approve a Transfer of Funds in the Amount of \$5,500 from Insurance - Property & Casualty (Town) Acct. #001-8040-800-8250 to Computerized Indexing Acct. #001-6030-600-6500 - Town Clerk
  - h. Consider and Approve a Transfer of Funds in the Amount of \$2,900 from Insurance - Property & Casualty (Town) Acct. #001-8040-800-8250 to Microfilming Acct. #001-6030-400-4040 - Town Clerk
  - i. Consider and Approve a Transfer of Funds in the Amount of \$1,500 from Utilities Acct. #001-5240-200-2010 to Utilities - Civil Preparedness Acct. #001-5190-200-2010 - Dept. of Public Works
  - j. Consider and Approve a Transfer of Funds in the Amount of \$1,800 from Utilities Acct. #001-5240-600-6290 to Utilities - General Acct. #001-5030-200-2010 - Dept. of Public Works

(over)

- k. Consider and Approve a Transfer of Funds in the Amount of \$8,000 from Insurance - Property & Casualty (Town) Acct. #001-8040-800-8250 to Utilities - Central Garage Acct. #001-5050-200-2010 - Dept. of Public Works
  - l. Consider and Approve a Transfer of Funds in the Amount of \$1,500 from Overtime - Landfill Acct. #001-5060-100-1400 to Utilities - 390 Center St. & Wallace Ave. Acct. #001-5250-200-2010 - Dept. of Public Works
  - m. Consider and Approve a Transfer of Funds in the Amount of \$1,500 from Salt Acct. #001-5040-400-4550 to Meal Allowance Acct. #001-5040-400-4810 - Dept. of Public Works
  - n. Consider and Approve a Transfer of Funds in the Amount of \$1,500 from Salt Acct. #001-5040-400-4550 to Maintenance of Building Acct. #001-5200-500-5100 - Dept. of Public Works
  - o. Consider and Approve a Transfer of Funds in the Amount of \$15,000 from Insurance - Property & Casualty (Town) Acct. #001-8040-800-8250 to Gas & Oil Acct. #001-5030-300-3000 - Dept. of Public Works
  - p. Consider and Approve a Transfer of Funds in the Amount of \$10,000 from Insurance - Property & Casualty (Town) Acct. #001-8040-800-8250 to Repair Loader Acct. #001-5040-500-5011 - Dept. of Public Works
  - q. Consider and Approve a Transfer of Funds in the Amount of \$2,100 from Insurance - Property & Casualty (Town) Acct. #001-8040-800-8250 to LHHS/SHS Championship Acct. #001-1300-600-6030 - Mayor's Office
  - r. Consider and Approve a Resolution Authorizing the Mayor to Make Application to the U.S. Department of Agriculture for Federal Funds to Recover Costs Associated with the Forest Management Program - Mayor's Office
3. Items Removed from the Consent Agenda
  4. Approve and Accept the Minutes of the 3/9/93; 3/23/93 and 3/29/93 Town Council Meetings
  - 5a. Consider and Approve the Appointment of Jay Fishbein to the Position of Alternate on the Planning & Zoning Commission to Fill a Vacancy Which Expires on 1/8/94
  - b. Consider and Approve Waiving the Two Week Waiting Period to Perform the Swearing-In Ceremony for the Position of Alternate on the Planning & Zoning Commission
  6. Consider and Approve the Appointment of Irene Sunday as a Regular Board Member on the Zoning Board of Appeals to Fill a Vacancy Which Expires on 1/8/96

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7. PUBLIC QUESTION AND ANSWER PERIOD - 7:30 P.M.
8. Discussion and Possible Action on the Draft Elderly Tax Relief Program Ordinance Entitled, "An Ordinance to Provide Deferral of Property Taxes for Homeowners Age Sixty-Five or Over or Permanently and Totally Disabled" - Mayor's Office
9. Report Out by the Town Engineer on the Tyler Mill Road Bridge
10. Consider and Approve a Transfer of Funds in the Amount of \$7,000 from Insurance - Property & Casualty (Town) Acct. #001-8040-800-8250 to Health Department Printing Acct. #001-3010-400-4180, \$1,300 and to Postage Acct. #001-3010-400-4080, \$5,700 - Mayor's Office
11. Consider and Approve a Transfer of Funds in the Amount of \$60,000 from Property/Casualty Self-Insurance Acct. #001-8040-800-8250 to Self-Insurance Workers' Compensation Acct. #001-8040-800-8350 - Risk Manager
12. Report Out by the School Expansion Building Committee on Progress Made to Date and to Request a Waiver of Bid
13. Discussion and Possible Action on the 88 South Main Street Project as Requested by Councilor Albert E. Killen
14. Discussion and Possible Action on Establishing a Committee and Assignment of a Charge for the Recreation Center/Ice Rink as Requested by Councilor Susan S. Duryea
15. Discussion and Possible Action on a Request by Councilor Albert E. Killen to the Mayor for Additional Information on the Budget
16. Consider and Approve a Resolution Petitioning the Connecticut General Assembly to Fully Fund or Administer State Mandated Programs Deemed Necessary by Them - Mayor's Office
17. Executive Session Pursuant to Section 1-18a(e)(2) of the CT. General Statutes Regarding Pending Litigation
  - Garden Road Residents
  - Towing Litigation

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7:00 P.M.

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TOWN COUNCIL MEETING

APRIL 13, 1993

7:00 P.M.

A meeting of the Wallingford Town Council was held on Tuesday, April 13, 1993 in the Robert Earley Auditorium of the Wallingford Town Hall and called to Order by Chairperson Iris F. Papale at 7:00 P.M. All Councilors answered present to the Roll called by Town Clerk Kathryn J. Wall. Mayor William W. Dickinson, Jr. arrived at 7:12 P.M., Comptroller Thomas A. Myers was also present. Town Attorney Janis M. Small arrived at 7:17 P.M.

The Pledge of Allegiance was given to the Flag.

ITEM #2 - Consent Agenda

Motion was made by Mr. Doherty to Place the Following Items on the Consent Agenda to be Voted Upon by One Unanimous Vote of the Council, seconded by Mr. Parisi.

ITEM #2a Consider and Approve a Transfer of Funds in the Amount of \$500 from Telephone Acct. #2032-200-2000 to Building Supplies Acct. #2032-400-4260 - Dept. of Fire Services

ITEM #2b Consider and Approve a Transfer of Funds in the Amount of \$400 from Maintenance of Radios Acct. #2032-500-5300; \$400 from Recognition and Awards Acct. #2032-600-6060; \$200 from Maintenance of Vehicles Acct. #2033-500-5000; \$75 from Tires and Tubes Acct. #2033-400-4520; \$1,000 from Telephone Acct. #2032-200-2000 and \$200 from Data Processing Services Acct. #2034-900-9000 for a Total of \$2,275 to Maintenance of Vehicles Acct. #2032-500-5000 - Dept. of Fire Services

ITEM #2c Consider and Approve a Transfer of Funds in the Amount of \$800 from Small Equipment Acct. #2039-400-4850 to Utilities Acct. #2039-200-2010 - Dept. of Fire Services

ITEM #2d Consider and Approve Tax Refunds (#185-191) in the Amount of \$4,039.49 - Tax Collector

ITEM #2h Consider and Approve a Transfer of Funds in the Amount of \$2,900 from Insurance - Property & Casualty (Town) Acct. #001-8040-800-8250 to Microfilming Acct. #001-6030-400-4040 - Town Clerk

ITEM#2i Consider and Approve a Transfer of Funds in the Amount of \$1,500 from Utilities Acct. #001-5240-200-2010 to Utilities - Civil Preparedness Acct. #001-5190-200-2010 - Dept. of Public Works

ITEM #2j Consider and Approve a Transfer of Funds in the Amount of \$1,800 from Utilities Acct. #001-5240-600-6290 to Utilities - General Acct. #001-5030-200-2010 - Dept. of Public Works

ITEM #2k Consider and Approve a Transfer of Funds in the Amount of \$8,000 from Insurance - Property & Casualty (Town) Acct. #001-8040-800-8250 to Utilities - Central Garage Acct. #001-5050-200-2010 - Dept. of Public Works

ITEM #2m Consider and Approve a Transfer of Funds in the Amount of \$1,500 from Salt Acct. #001-5040-400-4550 to Meal Allowance Acct. #001-5040-400-4810 - Dept. of Public Works

ITEM #2o Consider and Approve a Transfer of Funds in the Amount of \$15,000 from Insurance - Property & Casualty (Town) Acct. #001-8040-800-8250 to Gas & Oil Acct. #001-5030-300-3000 - Dept. of Public Works

VOTE: All ayes, motion duly carried.

ITEM #3 Items Removed From the Consent Agenda

ITEM #2e Note for the Record Mayoral Transfers Approved to Date

Motion was made by Mr. Doherty, seconded by Mr. Holmes.

Frank Wasilewski, 57 No. Orchard Street requested that this item be removed from the Consent Agenda for the purpose of having the names of those individual departments who were approved transfers read into the record as follows:

Transfer of funds in the amount of \$200 to Gas, Oil and Diesel Acct. #001-2039-300-3000 - Fire Department

Transfer of funds in the amount of \$200 to Telephone Acct. #001-2036-200-2000 - Fire Department

Transfer of funds in the amount of \$200 to Advertising Acct. #001-1140-400-4100 - Charter Revision Commission

Transfer of funds in the amount of \$200 to Seminars and Dues Acct. #001-7011-700-7990 - Inlands Wetlands

Transfer of funds in the amount of \$96 to Utilities Acct. #001-5220-200-2010 - Dept. of Public Works

Transfer of funds in the amount of \$200 to Telephone Acct. #001-2035-200-2000 - Fire Marshal

VOTE: All ayes; motion duly carried.

ITEM #2f Note for the Record Anniversary Increases (3) Approved to Date

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Mr. Frank Wasilewski requested that this item be removed from the Consent Agenda for the purpose of having the names of those individuals receiving anniversary increases read into the record as follows:

Tanya Dvorsky	Sewer Division	Effective	4/3/93
Joseph Flis	Water Division	"	4/25/93
Joseph Criscio	"	"	4/29/93

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

VOTE: All ayes; motion duly carried.

ITEM #2g Consider and Approve a Transfer of Funds in the Amount of \$5,500 from Insurance - Property & Casualty (Town) Acct. #001-8040-800-8250 to Computerized Indexing Acct. #001-6030-600-6500 - Town Clerk

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

Mr. Killen asked why the Property and Casualty Account can afford the number of transfers out of its funds this evening? Why is there a surplus?

Mr. Myers explained that the bid came in lower than anticipated for that service resulting in a savings of over \$200,000 in that line item.

VOTE: All ayes; motion duly carried.

ITEM #2l Consider and Approve a Transfer of Funds in the Amount of \$1,500 from Overtime - Landfill Acct. #001-5060-100-1400 to Utilities - 390 Center St. and Wallace Ave. Acct. #001-5250-200-2010 - Dept. of Public Works

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

Mr. Killen asked why utilities are being consumed at this property?

Mr. Henry McCully, Director of Public Works responded that some Adult Education classes are being held in the building due to the renovations at the Railroad Station.

Mr. Killen stated that the Council was never made aware of the fact that the building was being occupied. He asked that the Council be informed of something like this in the future.

VOTE: All ayes; motion duly carried.

ITEM #2n Consider and Approve a Transfer of Funds in the Amount of \$1,500 from Salt Acct. #001-5040-400-4550 to Maintenance of Building Acct. #001-5200-500-5100 - Dept. of Public Works

Motion was made by Mr. Doherty, seconded by Mr. Parisi.



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It was explained that the transfer is needed to pay for repairs to the Town Hall.

VOTE: All ayes; motion duly carried.

ITEM #2p Consider and Approve a Transfer of Funds in the Amount of \$10,000 from Insurance - Property & Casualty (Town) Acct. #001-8040-800-8250 to Repair Loader Acct. #001-5040-500-5011 - Dept. of Public Works

Motion was made by Mr. Doherty to Waive the Bidding Process to Award Contract to W.I. Clark Co. for Repair Work on a Loader, seconded by Mr. Parisi.

VOTE: McDermott and Parisi, no; all others, aye; motion duly carried.

Motion was made by Mr. Killen to Approve the Transfer, seconded by Mr. Doherty.

VOTE: Parisi, no; all others, aye; motion duly carried.

ITEM #2r Consider and Approve a Resolution Authorizing the Mayor to Make Application to the U.S. Department of Agriculture for Federal Funds to Recover Costs Associated with the Forest Management Program - Mayor's Office

Motion was made by Mr. Doherty to Approve the Resolution and Append a Copy of it to the Town Council Meeting Minutes, seconded by Mr. Parisi.

Mr. Doherty read the Resolution into the record (appendix I).

VOTE: All ayes; motion duly carried.

ITEM #4 Approve and Accept the Minutes of the 3/9/93; 3/23/93 and 3/29/93 Town Council Meetings

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

VOTE: Killen passed; all others, aye; motion duly carried.

ITEM #5a Consider and Approve the Appointment of Jay Fishbein to the Position of Alternate on the Planning and Zoning Commission to Fill a Vacancy Which Expires on 1/8/94

Motion was made by Mr. Doherty, seconded by Mr. McDermott.

VOTE: All ayes; motion duly carried.

ITEM #5b Consider and Approve Waiving the Two Week Waiting Period to Perform the Swearing-In Ceremony for the Position of Alternate on the Planning & Zoning Commission

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Motion was made by Mr. Doherty, seconded by Mr. McDermott.

VOTE: All ayes; motion duly carried.

ITEM #6 Consider and Approve the Appointment of Irene Sunday as a Regular Board Member on the Zoning Board of Appeals to Fill a Vacancy Which Expires on 1/8/96

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

VOTE: All ayes; motion duly carried.

PUBLIC QUESTION AND ANSWER PERIOD - 7:30 P.M.

Edward Musso, 56 Dibble Edge Road thanked Mr. Doherty for bringing to everyone's attention the fact that the VNA is receiving a 7.5% increase in wages over last year's budget request.

It was explained to Mr. Musso that the increase includes steps in the salary scale. It is not a true 7.5% increase.

Edward Bradley, 2 Hampton Trail asked what the status was on the Boys & Girls Club?

Mayor Dickinson responded that we have funding coming from the State on the project. The Board of Directors will be contacting the Town on April 20th for a status report on the project.

Mr. Bradley pointed out that the Town leased the public land to the club from January 4, 1991 to January 4, 1993. There is another organization that is currently seeking a parcel of land this size for its venture (recreation center/ice rink).

Ms. Papale informed Mr. Bradley that as soon as the Council is informed of the status of the situation on April 20th he will notified.

Phil Wright, Sr., 160 Cedar Street was opposed to the practice of privatization of the crossing guard service of the Town. People in Wallingford should be given preference, qualified residents could be hired. He also believed that there should be a moratorium against anniversary increases.

Mr. Holmes stated that the majority of the Council agrees, however they are governed by State Statute and contractual obligations. The Council has voted against the last three to four packages brought before the Council. They proceed to arbitration at that point.

Mr. Parisi vowed that the contracts will be looked at very closely in the upcoming budget sessions. Personnel should include the Council in the negotiating process.

Cynthia Melvin, 34 Garden Terrace pointed out that the Council has

voted against the Electric Production and Electric & Water Division's Clerical contracts in 1991 and for the past two years. That action has resulted in arbitration.

Dennie Lewis, 59 Constitution Street pointed out the fact that \$.60 of every \$1.00 of taxes in this Town is spent on education. If a surplus remains at the end of a fiscal year is it returned to the general fund?

Mayor Dickinson responded, yes, if it is not spent.

Mr. Lewis urged the Council to look closely at the Board's budget on April 20, 1993.

Emil Lawrence, 1149 S. Curtis Street complained about the work that was performed on the Yale Avenue/North Main Street Ext. intersection. He feels it has been made worse. Buses cannot turn the corner in this location.

He also complained of a pumping station in the area that is pumping raw sewage into the Meetinghouse Brook. He would like this investigated.

Mr. Lawrence was of the opinion that the Town should have Councilors elected by district. He would like to have a personal representative be sympathetic to his neighborhood's needs and more informed of their problems/issues. He asked Mrs. Duryea if he could convince her to change her views on the philosophy of having Councilors elected at large?

Mrs. Duryea felt that she would like to know about all/any existing issues/problems facing any part of the Town. She felt that, if elected by district, Councilors could become narrowly focused on their district and lose sight of the interest of the entire Town.

Mr. Musso stated that the Town should not accept any more grants from the State since mandates are usually attached. When the funding is eliminated we are left with the mandates.

Steven Hacku, 10 Colonial Lane asked the Council to investigate the progress of the proposed installation of a traffic light at the intersection of Rt. 150, Colonial Hill and the Merrit Parkway entrance. He has heard no more on the issue and would like an update.

ITEM #8 Discussion and Possible Action on the Draft Elderly Tax Relief Program Ordinance Entitled, "An Ordinance to Provide Deferral of Property Taxes for Homeowners Age Sixty-Five or Over or Permanently and Totally Disabled" - Mayor's Office

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Motion was made by Mr. Doherty to Hear Discussion, seconded by Mr. Parisi.

Mr. Doherty read the ordinance into the record (appendix II) and discussion was held on this topic.

Edward Musso, 56 Dibble Edge Road stated that a pilot program for people on fixed incomes should be instituted. He was opposed to deferred payment.

Edward Bradley, 2 Hampton Trail wanted the public, as well as the Council to remember that Masonic elderly residents do not pay for education in their taxes. A deal was worked out some time ago which was unfair to the other elderly residents in Town who do pay for education in their taxes.

Frank Wasilewski, 57 N. Orchard Street was of the opinion that the Tax Collector should work with the elderly to be fair. They are afraid of having a lien placed on their property - it has a stigma attached to it that the elderly would be ashamed of. They will go without food to pay their taxes. The Tax Collector should be willing to sit down to work out a payment plan for them that would benefit everyone and help them maintain their sense of dignity.

Motion was made by Mr. Doherty to Set a Public Hearing for April 27, 1993 at 7:45 P.M., seconded by Mr. Parisi.

VOTE: All ayes; motion duly carried.

ITEM #9 Report Out by the Town Engineer on the Tyler Mill Road Bridge

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

Mr. Costello read his prepared report into the record (appendix III).

The Tyler Mill Road Bridge was originally included in the Six Year Capital Project plan. It was then moved up to year one due to the rapid deterioration of the bridge and the opinion by some that an issue of public safety was at stake. Mr. Costello attended a timber bridge seminar in June of 1991 at which time it was noted that insect infestation and chemical treatment of the wood were two drawbacks to a timber structure. He then appeared before the Council with an option to consider several designs for a steel/concrete structure. The Council, at its meeting of October 13, 1992 voted to approve design #1 on page 10 of the "Tyler Mill Road Bridge Over Muddy River" Report. After much outcry by the public over the need for a concrete/steel super-structure in a scenic road area the Council voted, at its meeting of January 26, 1993 to temporarily halt the State process for application for a concrete bridge and for the Town Engineer to study the options of a wooden bridge, covered bridge or no bridge.

At this point in time Mr. Costello feels that there is a need for

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the bridge to be replaced while the Fire and Police Departments now feel it is no longer a public safety issue.

Many residents spoke of the fact that fewer parties are held on sight late in the evening due to the fact that the cars cannot turn around or travel on over the bridge to exit the area. This has deterred dumping as well.

Mr. Solinsky made a motion that the Town Engineer ask a Consultant to Review the Repairs Necessary to Restore the Tyler Mill Road Bridge to Safe Use Standards and to Place a Load Restriction on It, seconded by Mr. Doherty.

VOTE: Doherty and Solinsky, aye; all others, no; motion failed.

At this point in time the issue will become dormant until the Council decides to take other action on the matter.

The Chair declared a ten minute recess.

WAIVER OF RULE V Motion was made by Mr. Doherty to Waive Rule V of the Town Council Meeting Procedures to Discuss Approving a Resolution for the Alpha-Lo Bicycle Race, seconded by Mr. Killen.

VOTE: Holmes, Parisi and Solinsky were absent; all others, aye; motion duly carried.

Motion was made by Mr. Doherty to Accept the Resolution for the Alpha-Lo Bicycle Race Submitted by Mayor Dickinson, seconded by Mr. Parisi.

Mr. Doherty read the Resolution into the record (appendix IV).

The Town is being asked to approve a Resolution closing off Sterling Drive at Barnes Road and Enterprise Drive; Enterprise Drive at Sterling Drive and Barnes Industrial Park Road North; and Barnes Industrial Park Road North at Enterprise Drive, Barnes Road and Route 68. It is also being requested to restrict traffic to one-half the width of Barnes Road from North Main St. Extension easterly to its intersection with Route 68 on the second day of May from 7:00 A.M. to 2:30 P.M.

This action will allow the event to take place in a circular pattern that is necessary to the race.

A conflict of opinions exists, however, between Mr. George Dickerson, 318 E. Main Street, Proprietor of Alpha-Lo Bicycles and Mr. Salvatore Geremia, Co-owner of Geremia Farms located at 413 Barnes Road. This weekend will be one of his busiest being the weekend before Mother's Day. He stands to lose much business due to this function. Last year when the race was held he was promised that half of the road would remain open to traffic, but it was not. He suffered substantial loss of income due to the action. He does not mean to be difficult but he

has to protect his business.

The Council questioned the circumstances which led to the misunderstanding between the two parties last year. Mr. Dickerson assured everyone that his intention is never to hurt the business of Mr. Geremia in any way. He vowed to work closely with his crews to assure that traffic is allowed to travel to Mr. Geremia's property without obstructions of any kind. He stated that he is willing to find another location for the race next year. He stated that it is very difficult to find an area which lends itself to the circular pattern of the race and he doubts he will find one in Wallingford. This is a renowned race among bicycling competitors, one which involves many entrants from different parts of the country. He liked the idea that it placed Wallingford on the map for this event and boosted the economy, on a small scale, for the community. It is a shame to have to move it to another town. He vowed to hold this event for the last time in Wallingford for this year only.

VOTE: All ayes; motion duly carried.

ITEM #10 Consider and Approve a Transfer of Funds in the Amount of \$7,000 from Insurance - Property and Casualty (Town) Acct. #001-8040-800-8250 to Health Department Printing Acct. #001-3010-400-4180, \$1,300 and to Postage Acct. #001-3010-400-4080, \$5,700 - Mayor's Office

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

This request is made for the purpose of funding a health survey questionnaire which will be mailed to every household in the Town of Wallingford. This survey, endorsed by the Board of Health, is an attempt to find possible causatives for diseases listed.

Mr. Killen found the wording of the questionnaire (appendix V) offensive in nature.

George Yasensky, Sanitarian for the Town, explained that his office has been approached by several residents of the Town with concerns of several areas targeted with specific onsets of illness. He did not want to release the information pertaining to precisely what illness(es) due to the fact that the survey results then would be tainted. One of the diseases, however, is listed on the survey. He wants to conduct an epidemiological study. If problems are found then we have a basis for submitting the information to the CDC or possibly the State for further research.

Mr. Killen felt that since he did not have the background to diagnose someone. To put someone's name on the list simply because one thinks the person may have something wrong with them is absurd.

Mr. McDermott agreed with Mr. Killen. To come up with someone's name, current address, childhood address, year diagnosed, etc. is a violation of confidential and personal matters. It could

be used maliciously.

Mr. Yasensky assured the Council that the confidentiality lies with his department. They are constantly exposed to confidential information.

Mayor Dickinson explained that the purpose is not to prove in this survey that a given individual has a disease. What this is intending to show is incidence, the existence and hopefully, some idea where in Town the individual may have resided. That information can be compiled, and if it warrants, further analysis would be done by the State Health Department. There are allegations of incidence of disease and the only way to verify them is by this survey. It is not meant to be conclusive but to direct us toward further inquiry.

Mr. McDermott felt that there were more scientific ways to find this information through air testing, water testing, etc.

Mr. Parisi did not understand how this survey could be given any credibility. Why can't this type of information be obtained from the medical profession?

Mayor Dickinson responded that a physician cannot release this information without a release from the patient.

Mr. Killen stated that the State Department of Health did not care whether we were swimming in a pool that was polluted or not so long as they got their way. Let them spend some dollars on something positive for a change.

Mayor Dickinson reiterated his argument that allegations have to be addressed. By addressing them it could warrant further analysis.

Mr. Yasensky stated we are only looking for a common denominator so that we can bring in an agency with more money for a more thorough study.

VOTE: Duryea, Killen, McDermott and Parisi, no; all others, aye; motion duly carried.

ITEM #11 Consider and Approve a Transfer of Funds in the Amount of \$60,000 from Property/Casualty Self-Insurance Acct. #001-8040-800-8250 to Self-Insurance Workers' Compensation Acct. #001-8040-800-8350 - Risk Manager

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

Mr. Holmes requested that Mr. Wilson list dollar amounts or number of cases filed/paid for scarring awards, injuries, medical expenses, etc.

Mark Wilson, Risk Manager responded that for the period of the first portion of the year through 3/26/93 the indemnity payments were approximately \$87,000. For the remainder of the year it

is anticipated that \$28,000 will be paid. For medical payments there was approximately \$134,000 paid to 3/26/93 and for the remainder of the year it is anticipated that \$44,600 will be paid. For the assessments (State assessment fees, etc.) there was approximately \$70,000 spent and no additional dollars are anticipated to be spent on that item. For scarring approximately \$178,000 was spent and an additional \$78,000 will be spent by the end of the year.

Mr. Holmes asked what the time limit is for filing a claim from actual injury date to application of benefits?

Mr. Wilson responded it is when they have reached their maximum medical improvement. The awards are given for either scarring which may occur from surgery or for when they reach their maximum rate of recovery.

VOTE: McDermott was absent; all others, aye; motion duly carried.

ITEM #12 Report Out by the School Expansion Building Committee on Progress Made to Date and to Request a Waiver of Bid

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

Don Harwood, Chairman of the School Expansion Building Committee gave an update since the February 9, 1993 Town Council Meeting. The secretarial services are being provided by Kelly Services. Two task force groups were established through the committee, one is architectural specification and the other was a timeline task force. Meetings have been held with Town administrators, Superintendent of Schools, Purchasing Agent and the Board of Education. A budget was submitted to the Mayor for secretarial services. The procurement policy and bid waiver process has been reviewed by the committee.

The prime issue bringing the committee to the Council this evening is the bid waiver process and procurement policy. The committee has taken great strides to review them. The architectural specification task force conducted numerous review sessions to weight the merits of both approaches. The full committee reviewed them and have concerns with the procedure that was recommended by administration. The committee asked to be placed on the Board of Education agenda at which time the committee discussed their concerns with the Board. They have also met personally with the Purchasing Agent, Bob Pedersen who was very supportive and helpful to the committee.

The committee felt that the procurement policy was too specific to the project at hand as given to the committee in their charge. The definitive specifications were difficult to plug them into the procurement policy at this time, requiring the committee to be more architectural-type individuals.

In Section 3.1.6 it talks about technical specifications. This



project should state project background and description, the scope of services, qualifications required as well as other criteria as made be required in detail. In Section 5.0.3 it references clarity. It states that a pre-bid conference can be held to ensure clarity, ascertain any oversight or potential problem with the scope of work, as written, answer bidders questions related to document. A pre-bid conference is optional and, if required, will always be stated in the specifications.

The committee is struggling with what clarity is at this time with the project and with being as specific as the procurement policy appears to force them to be.

At the start of an architectural project the exact nature and scope of services can rarely be defined. Since much depends on the type of project and the capabilities of the agency, itself, and how much ground work has been done the professional design services involves many intangibles such as technical knowledge, aesthetic judgement and decision-making skills that are difficult to compare on an apples to apples basis.

With the bid waiver the committee felt that they could have a little more flexibility. They could give it a more "school by school" thought process. The breadth of the initial direction was so broad that it could not be tightened down. With the bid waiver the committee would not be held back. It allows a review to be made of architectural firms by criteria, narrowing quality and performance.

The committee felt, as a whole, that an architect should be allowed to draw up specifications based on what that firm feels is the best use of space for the school. Not to just tack on four classrooms anywhere they choose to.

The committee requests that the Council consider, and hopefully approve, the bid waiver process for the selection of an architectural firm for the building expansion project.

Mr. Parisi asked if the recommendation is a reflection of the entire committee's position?

Mr. Harwood responded, yes.

Mr. Parisi asked, how does the committee plan to start the project without a starting point?

Mr. Harwood felt that the committee did have a starting point.

Roger Rivers, Committee Member stated that instead of having a bid waiver based on dollars and cents it will be based on qualifications. Firms will be asked to submit qualification forms to the committee. The committee has obtained forms from the State showing them how to go about it.

Mr. Parisi asked what they will quote on?

Mr. Rivers responded, their qualifications.

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Mr. Parisi asked, if you have no plan what will you negotiate with?

Mr. Harwood stated they do have a plan. The plan is middle school option 1 and elementary option 4.

Mr. Parisi stated that is the starting point. Isn't that what the final architect will be talking to you about? His concern is with where it will end up. If you have too much flexibility and it is driven too much by the Board of Education, which he quite frankly feels that it will be, where will the program end up? There is no scope, no constraints in the beginning. There is no scope. It is wide open. Then we will be going in and building the program from that point. We are committed to nothing because we have no pre-requisite. That is his concern with waiving the bid or not following the procurement process.

Mr. Rivers responded, only in the selection of the architect. Then the balance of the bidding process by Town Charter kicks in.

Mr. Parisi asked, what is there to bid? The architect will design the program which will be the cost of the program. At that point it is all done. It is just a question of who will build it at that point.

Mr. Rivers asked, what do you expect? This committee is the first one to receive this procurement policy. Have you (the Council) looked at it and studied it? The point is that we were concerned that if a school wants to add four rooms we, as a committee, have no idea where those four rooms are going to be added. The Board of Education could not tell the committee what the rooms would be used for.

The architect will visit the schools to select the best location for the addition(s) and views the neighboring classrooms to see if any conflicts exist between them. We cannot give bidding architects specifics. We have to give them all an even line to start with.

Mr. Harwood and Mr. Rivers disagreed.

The biggest stumbling block seems to be the fact that, without a defined scope whereby the committee could use the procurement procedure, the procedure becomes meaningless. There is not a level playing field. No one on the committee is an architect. None of the documents presented on this project give enough detail where a defined scope can be put together.

Mr. Zandri felt that the architect could be bid for on an hourly wage rate. At this point in time there is no way to define any of this project to be able to solicit a firm price from any architect. The common denominator is an hourly wage at this point. The other thing that is common is that the committee wants a set of qualifications for an architect that you will consider. You should be able to develop a specification sheet which lists

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the qualifications so that some architects will be able to bid and some will not. He did not think that the bidding process had to be waived. A bid requires a specification and a specification requires you to define the qualifications you need for someone to do the job that you are looking for. You can do that and solicit an hourly rate.

John Walworth, 20 Laurelwood Drive stated that the original goal of the committee was to work within the procurement policy established by the Town. What became apparent was, in requesting bids, we were, in fact, stifling creativity from the architects because we were giving them a set specification. A specification that we are not sure is the best solution for renovations at multiple locations. The committee then tried to find ways to expand the scope to cover all eventuality. We are looking for the best creativity for the best cost.

Mr. Zandri felt once you hire your architect, how you use him is your choice. The question before the Council is, how do we hire this architect? I don't think it is necessary to waive the bid. The committee states that they want to fine tune the architect because he needs certain qualifications and I could not agree with you more. We definitely want an architect with past experience in building schools. Those qualifications could be put in a specification. No one can define the scope on any of these projects yet so the only way to hire someone is by hourly rate. I can't picture any other way to hire an architect for this job.

Discussion continued with both sides standing firm in their beliefs on the hiring of the architect.

Motion was made by Mr. Doherty for the Council to Give Permission to the Committee to Waive the Bidding Process to Hire an Architect to Design the School Expansion Project, seconded by Mr. Solinsky

Discussion ensued again at great length. To this end Mr. Doherty made a motion to Table This Item, seconded by Mr. Parisi.

VOTE: Duryea was absent; McDermott and Solinsky, no; all others, aye; motion duly carried.

Mr. Zandri asked that the Purchasing Agent be present the next time this item comes before the Council.

Ms. Papale asked if items #15 & 16 could be carried over to tomorrow evening and continued at that time prior to the budget hearings?

The Council agreed.

Motion was made by Mr. Holmes to Move Agenda Item #14 Up to the Next Order of Business, seconded by Mr. Parisi.

VOTE: All ayes; motion duly carried.

ITEM #14 Discussion and Possible Action on Establishing a Committee and Assignment of a Charge for the Recreation Center/Ice Rink as Requested by Councilor Susan S. Duryea

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

Motion was made by Mr. Killen to Establish a Committee of Eleven (11) People - Names to be Submitted at the Next Council Meeting, seconded by Mr. Doherty.

Mrs. Duryea wished to get this committee going and to establish a charge. Mr. Chris Migliaro submitted names of individuals who are interested in serving on the committee. If every Councilor has their own name to submit that is fine as well.

Mr. Zandri felt that the make-up and charge should be determined first then the names could be submitted.

Mr. Holmes feels that a committee should be comprised to look at the options and to determine whether or not it is in the best interest of this town to contract with an entity such as Mr. Migliaro's or a stand alone project. If the Council decides that this is a good thing then let's put the committee together to consider the options and put a cost analysis together.

Mr. Zandri felt that the charge of the committee should be to study whether or not this project is financially feasible for the Town.

Mr. Parisi agreed with Mr. Zandri and Mr. Holmes. He felt that the issues raised in Mr. Migliaro's letter should also be considered.

Mr. Solinsky asked Mrs. Duryea if the Simpson School Study Committee could pick up this charge?

Mrs. Duryea responded, she did not think it would be feasible.

Mr. Solinsky stated that the Recreation Department should be in attendance at the meeting as well.

Mr. Killen stated that nothing has come of Simpson School for the Recreation Department nor the Boys and Girls Club. Now we are starting a third project. Will we do any of these projects or will we just study them to death. He felt that the ice rink should be kept separate from the recreating center and begin working on it. We should not embroil the two of them.

Mayor Dickinson stated that a committee of lay people cannot be

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expected to prepare the kind of information needed for a feasibility study, i.e., demographics, the revenue to be expected, the functions of an ice rink, etc.

Chris Migliaro, 870 Clintonville Road agreed with Mr. Zandri on the financial aspects of this project determining whether or not this will work. It is not a construction or management project it is one project. That is what needs to be considered. Keep in mind that it pays for itself over time. Are there cheaper ways to do it, yes. But we are not using any of the Town's money or taxpayer's dollars to achieve it. The parameters have to be fully understood before the charge can be set for the committee. He stated that financial lay people can do this feasibility study. The committee should have a combination of financial and business people on it and it will be proven that this project will stand on its own.

Mrs. Duryea stated that you can mark her words that nothing is going to be done with Simpson School this year, next year or three years from now. Next year will be just as bad or worse then this year. If this project is established as one that cannot work then she will be the first one to admit it and vote against it. She will not put the Town at risk. She never has and she never will. Recently the residents of Martin Avenue had called her to say that an Easter Egg Hunt had been cancelled due to incimate weather and moved indoors to Simpson School. At the most 200 people were expected. That was an extreme underestimate. The school was bursting at the seems with people. The Martin Avenue residents had people double-parked on the street, as well as in the resident's private driveways and yards. Center Street was congested as well due to the parking problem. The police were called in to direct the traffic it created such a problem. What has happened is that we have a Parks and Recreation Department which far outweighs any other like it for miles. We are limiting them to what they can do. We are not only limiting them but we are asking them to cut back on the programs they can offer. We have a unique department which we are about to stifle and possible lose. We should see if we can blend the ice rink and recreation department and make it our goal. For once, do something! Set a goal and achieve it! If it doesn't work then all well in good but can't we at least try something new! Yes, each Councilor can submit a name and Mr. Migliaro should be able to submit some also. She felt that Mr. Myers should be on the committee to answer any questions right then and there without having to wait for a Council meeting to ask questions. Get this going and either kill it or go ahead with it!

Mr. Killen understood Mrs. Duryea's sense of frustration. We have many committees that accomplish nothing. Not because of funding nor means to borrow the funds. It is just not getting done. He would not ask people to serve on the committee to find out is is plausible and a good idea and someone ought to adopt the plan, but not us. He is not knocking the idea, just the fact that

we don't do anything.

Ms. Papale suggested that this item be placed on the agenda of the April 27, 1993 Town Council Meeting.

VOTE: Holmes was absent; all others, aye; motion duly carried.

ITEM #13 Discussion and Possible Action on the 88 South Main Street Project as Requested by Councilor Albert E. Killen

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

Robert Avery, Chairman of the 88 S. Main Street Building Committee stated that they went out for pricing for the balance of the project. The committee reviewed the prices that were much higher than anticipated. They went back to the bidders to ask them to look at them again to see what recommendations could be made by them to reduce the cost. They did so and the committee reviewed them again. Some committee members still feel that the prices are too high. They are now seeking other bids. He hoped by this time next week the bids will be in again. We are talking about approximately \$80,000. The contractor has said that he will begin painting next week. Hopefully by the end of this week we will have the sample colors on the house to look at and select.

Mr. Killen asked how much of the original allocation of \$150,000 remains?

Mr. Avery responded, \$7,000 approximately.

Mr. Zandri could not understand why the bids are coming in at these prices. They are way out of line.

Mr. Avery agreed.

Mr. Zandri stated that two years ago he renovated an entire house that matched this one in size. The only thing that was left when he was through gutting it was the frame. Everything outside and inside was only \$80,000 for the total cost.

Mr. Avery pointed out that one of the differences is that we have a different set of regulations because it is a municipal building. We have different specifications to meet than an average residence. For example, the wiring is inadequate due to the fact that it has to meet municipal code requirements.

Mr. Zandri felt that the bidding process does not always work.

Mr. Killen reminded him that the Council waived the bidding process on this project. Prices were solicited however.

Mr. Zandri could not understand with the shape that the economy is in today that we are not obtaining better prices. What would this had cost us if times were good?

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Mrs. Duryea asked if we were still considering Wilcox Technical School for the electrical, plumbing, heating and air conditioning?

Mr. Avery responded, yes. He is still talking to them. It should save approximately \$15,000. We have to hire a carpenter first before they can do their work.

Mr. Killen asked if another meeting is being scheduled prior to the next Town Council Meeting?

Mr. Avery will schedule one.

Edward Musso, 56 Dibble Edge Road asked how much has this building cost at this point?

Mayor Dickinson responded, \$150,000 approximately.

Mr. Musso was opposed to spending any additional funds on this project.

Mr. Avery explained that it is difficult to solicit quotes from contractors due to the fact that a lot of them have dropped their insurance limits because they can no longer afford to carry it and they are not bondable by the Town.

Mr. Killen would like to be contacted as soon as the quotes are received.

No action was taken.

WAIVER OF RULE V Motion was made by Mr. Doherty to Waive Rule V of the Town Council Meeting Procedures to Consider and Approve a Transfer of Funds for the Animal Control Officer.

VOTE: Holmes and Parisi were absent; Solinsky, no; all others, aye; motion duly carried.

Consider and Approve a Transfer of Funds in the Amount of \$800 from Maintenance of Buildings Acct. #001-2020-500-5100 to Overtime Acct. #001-2020-100-1400 - Animal Control Officer

Motion was made by Mr. Doherty, seconded by Mr. Zandri.

The reason for the increase in overtime is due to the many calls received by the department on "off hours" by the Police Department regarding raccoons. One of the Assistant Officers is currently out ill and the temporary help hired was bitten by a dog and has not been able to return to work which results in an additional temporary employee being hired on for the weekends.

VOTE: Holmes and Parisi were absent; all others, aye; motion duly carried.

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ITEM #17 Executive Session Pursuant to Section 1-18a(e)(2) of the CT. General Statutes with Regards to Pending Litigation

Motion was made by Mr. Doherty to Move Into Executive Session, seconded by Mr. Parisi.

VOTE: Holmes was absent; all others, aye; motion duly carried.

Motion was made by Mr. Parisi to Exit the Executive Session, seconded by Mr. McDermott.

VOTE: Doherty and Holmes were absent; all others, aye; motion duly carried.

Motion was made by Mr. Parisi to Adjourn the Meeting to Wednesday, April 13, 1993 at 7:00 P.M., seconded by Mr. McDermott.

VOTE: Doherty and Holmes were absent; all others, aye; motion duly carried.

There being no further business, the meeting adjourned at 1:45 A.M.

Meeting recorded and transcribed by:

*Kathryn F. Milano*

Kathryn F. Milano, Town Council Secretary

Approved:

*Iris F. Papale*

Iris F. Papale, Chairperson

*April 27, 1993*

Date

*Kathryn J. Wall*

Kathryn J. Wall, Town Clerk

*April 27, 1993*

Date



CERTIFIED RESOLUTION OF THE TOWN OF WALLINGFORD

Certified a true copy of a resolution duly adopted by the Town of Wallingford at a meeting of its Town Council on \_\_\_\_\_ and which has not been rescinded or modified in any way whatsoever.

\_\_\_\_\_ (Date)                      \_\_\_\_\_ (Clerk)                      \_\_\_\_\_ (Secretary)

(SEAL)

WHEREAS, there is available through the Agricultural Stabilization and Conservation Service (ASCS) a conservation program for financial assistance for preparation of a forest inventory and management plan, and

WHEREAS, it is in the public interest that the Town of Wallingford make application for such amounts as may be available through said program.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN OF WALLINGFORD that the filing of an application by the Town is hereby approved and that the Mayor is hereby authorized and directed to execute and file such application with the New Haven County ACS Committee, to provide such additional information as may be requested, to execute any amendments, recisions and revisions thereto and to act as the authorized representative of the Town.

Appendix II

AN ORDINANCE TO PROVIDE DEFERRAL OF PROPERTY TAXES  
FOR HOMEOWNERS AGE SIXTY-FIVE OR OVER  
OR PERMANENTLY AND TOTALLY DISABLED

The Town of Wallingford hereby enacts a real estate property tax deferral program for homeowners who are sixty-five years of age or older or who are permanently and totally disabled pursuant to the authority of Section 12-129n of the General Statutes, commencing with the taxes due on the Grand List of October 1, 1992.

I.

Any person who has qualified for the State of Connecticut tax relief program for certain elderly or totally disabled homeowners pursuant to Section 12-170aa and Section 12-129b of the General Statutes and is currently receiving property tax relief under said sections shall be eligible for and qualify for deferral of property taxes under this ordinance upon proper application as hereinafter provided.

II.

Any homeowner entitled to property tax deferral benefits under this ordinance shall make application biennially for such deferral to the Assessor by executing an Agreement For Tax Deferral at any time from the first day of February to the fifteenth day of May of the Grand List year in which the deferral is to begin.

III.

The tax deferred for any qualified homeowner shall be one

hundred percent (100%) of the property tax owed after reductions for relief granted pursuant to said Section 12-170aa and Section 12-129b and for any other statutory credits against or exemptions from the property tax that may be due the homeowner. The deferred taxes shall not be subject to interest except as hereinafter provided. The deferred taxes shall be due and payable upon the death of the qualified homeowner and the death of his eligible spouse, if she also qualifies for the deferral, or upon the conveyance of property, whichever comes first. If the deferred taxes are not paid within 180 days of when they become due and payable, they shall begin to accrue interest at the same rate as for delinquent taxes under Section 12-146 of the General Statutes.

#### IV.

The interest of each person in each item of real estate which has been subject to tax deferral under this ordinance shall be subject to a lien for that part of his taxes which have been deferred including any interest. Such lien shall exist from the first day of October in the year previous to that in which the first installment of the tax would have become due and payable, but for deferral under this ordinance, and continue in existence until paid.

#### V.

Any person aggrieved by the decision of the Assessor may appeal to the Board of Tax Review in accordance with the provisions of Sections 12-111 and 12-112 of the General Statutes.

I HEREBY CERTIFY that this Ordinance No. \_\_\_\_\_ was enacted by the Town Council of the Town of Wallingford this \_\_\_\_\_ day of \_\_\_\_\_, 1993, in accordance with the provisions of the Charter of the Town of Wallingford.

\_\_\_\_\_  
Kathryn J. Wall  
Town Clerk

APPROVED: \_\_\_\_\_  
William W. Dickinson, Jr., Mayor

DATE: \_\_\_\_\_

**AGREEMENT FOR TAX DEFERRAL**

**GRAND LISTS OF OCTOBER 1, 199\_ / 199\_**

In exchange for Tax Deferral Benefits authorized in the Tax Relief For The Elderly Ordinance No. \_\_\_\_\_ of the Town of Wallingford; I, \_\_\_\_\_ residing at \_\_\_\_\_

do hereby agree to the following terms and conditions:

1) All deferred taxes and any interest or lien fees shall be reimbursed to the Town Of Wallingford upon the death of the recipient or upon conveyance of the real property subject to such tax deferral.

2) This Agreement shall be binding on my heirs, successors, administrators and assigns and shall be filed in the land records of the Town of Wallingford.

3) A separate lien, securing reimbursement of tax deferral benefits, shall be filed in the land records of the Town of Wallingford for each tax year subject to payment upon of my death or conveyance of my property.

4) The Subject Property is also described on Assessors Map: \_\_\_\_\_ Blk: \_\_\_\_\_ Lot: \_\_\_\_\_

**SIGNATURE OF APPLICANT \_\_\_\_\_  
OR AUTHORIZED AGENT**

State of Connecticut  
County of New Haven  
Subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_ 199\_

Signature of Assessor \_\_\_\_\_  
Francis J. Barta

Signature of Tax Collector July 1, 199\_ \_\_\_\_\_  
Norman Z. Rosow

After recording, original to be maintained by the Assessor: Copy Tax Collector: Copy Applicant

CERTIFICATE OF TAX DEFERRAL LIEN

The undersigned tax collector of the Town of Wallingford in the County of New Haven, State of Connecticut, pursuant to Ordinance No. \_\_\_\_\_ and Section 12-129n of the Connecticut General Statutes, hereby liens certain real estate situated in the Town of Wallingford which real estate is described as follows: See Volume \_\_\_\_\_ at Page \_\_\_\_\_.

This property is also identified for assessment and tax purposes as:

MAP: \_\_\_\_\_ BLOCK: \_\_\_\_\_ LOT: \_\_\_\_\_ BILL NO.: \_\_\_\_\_

The lien by this Certificate is to secure payment of a deferred tax, the principal of which amount of \$ \_\_\_\_\_ due to said Town of Wallingford with legal interest, fees and charges thereon, laid on the assessment list of October 1, 199\_\_ and appearing in the rate bill in the name of \_\_\_\_\_ of \_\_\_\_\_; the principal of which tax becomes due on July 1, 199\_\_ and January 1, 199\_\_.

This Certificate is filed in accordance with the provisions of the above cited Ordinance and statute.

Dated at Wallingford, Connecticut  
the \_\_\_\_\_ day of \_\_\_\_\_, 199\_\_.

NORMAN Z. ROSOW  
TAX COLLECTOR

RECORDED: \_\_\_\_\_

AT \_\_\_\_\_

BY \_\_\_\_\_

PLEASE PRINT OR TYPE

M-35H REV 9/92

STATE OF CONNECTICUT  
OFFICE OF POLICY AND MANAGEMENT

1992 GRAND LIST

APPLICATION FOR TAX CREDITS  
FOR ELDERLY HOMEOWNERS AND  
TOTALLY DISABLED PERSONS

IF SPOUSE IS A RESIDENT OF A HEALTH  
CARE OR NURSING HOME FACILITY IN CT  
AND ON TITLE XIX CHECK HERE

ATTACH PROOF FOR 1992

SEE INSTRUCTIONS - OVER

- 1. RETURN THIS SET INTACT to the Assessor's Office. DO NOT Separate.
- 2. EXTREMELY IMPORTANT: Read directions on reverse BEFORE filling out this application.
- 3. FILING PERIOD: February 1st, 1993 Through May 15th, 1993.

IF APPLICANT IS TOTALLY  
DISABLED CHECK HERE

ATTACH PROOF

**OWNER**

1. NAME (Last)	(First)	(Middle Initial)	YOUR BIRTH DATE (Mo., Day, Yr.)	YOUR SOCIAL SECURITY NO.
2. SPOUSE'S NAME (Last)	(First)	(Middle Initial)	SPOUSE'S BIRTH DATE (Mo., Day, Yr.)	SPOUSE'S SOCIAL SECURITY NO.
3. MAILING ADDRESS (No. and Street)			(City or Town) (Don't abbreviate)	(State) (Zip Code) (Req'd)
4. PROPERTY ADDRESS (Only if different from 3 above) (No. and Street)			(City or Town)	(State) (Zip Code)

5. FILING STATUS: CHECK ONE:  MARRIED  UNMARRIED (Single, Divorced, Widow(er), or legally separated)  SURVIVING SPOUSE BETWEEN 50 & 65.

6. Did or will you file a Federal Income Tax Return for 1992?  YES  NO

7. INCOME RECEIVED DURING THE 1992 CALENDAR YEAR

a. TAXABLE INCOME. — Examples: Wages; Bonuses; Commissions; Fees; Lottery winnings; taxable portion of Annuities and Pensions; Interest; Dividends; Net rent or proceeds from Sales of Property; etc. If you are required to file a Federal Income Tax Return, enter the amount of adjusted gross income plus any other income and attach a copy of the return to this certificate. a. \$ \_\_\_\_\_

b. NON-TAXABLE INTEREST- Example: Interest from tax exempt Government Bonds. b. \_\_\_\_\_

c. SOCIAL SECURITY OR RAILROAD RETIREMENT INCOME (GROSS AMOUNT). c. \_\_\_\_\_

d. ANY INCOME NOT REFLECTED IN THE ABOVE. Examples: Supplemental security income; Public assistance payments; Veteran pensions and disability payments; etc. Other income specify \_\_\_\_\_

e. TOTAL lines 7a through 7d. e. \$ \_\_\_\_\_

8. APPLICANT'S OR AUTHORIZED AGENT'S AFFIDAVIT

The applicant or authorized agent deposes that the above statements are true and complete and claims tax relief under provisions of the Connecticut General Statutes. The property for which tax relief is claimed, is the permanent residence/domicile of the applicant. He/She is not receiving State Elderly tax benefits under Section 12-129b, Section 12-170d, in any town. I grant permission to the Department of Income Maintenance to release to the Office of Policy and Management information necessary to help determine my eligibility. The penalty for making a false affidavit is the refund of all credits improperly taken and a fine of \$500.00 or imprisonment for one year, or both. The signature below indicates that this affidavit has been read and understood.

SIGNATURE OF APPLICANT OR AUTHORIZED AGENT: X DATE SIGNED (Mo., Day) / / 1993 APPLICANT'S OR AGENT'S PHONE NO. AGENT'S RELATIONSHIP

-STOP! DO NOT WRITE BELOW THIS LINE-/FOR ASSESSOR'S USE ONLY

9. Date application received: / / 1993	10. Total percentage of property (in fee or in life use) owned by applicant: %	14. Allowable table percentage: %
GROSS ASMT: \$	APPLICANT'S GROSS ASMT: \$	13. Credit maximum:
Blind		a. Line 13 X Line 14 \$
Disabled		b. Table ceiling X Line 10 \$
Veterans		16. Lesser of line 15a or 15b \$
Local options		b. Minimum grant \$
Add'l Vets		17. Credit amount
NET ASSESSMENT: \$		Greater of 16a or 16b \$
11. Net assessment based on ownership. (line 10) \$	12. Mill Rate:	18. Applicant's tax (Line 13—Line 17) THIS IS NOT A BILL \$
	13. Amount of property Tax: \$	

19. ASSESSOR'S AFFIDAVIT

I AM SATISFIED THAT THE ABOVE NAMED APPLICANT MEETS ALL THE NECESSARY STATUTORY REQUIREMENTS.

THE CLAIM IS DISALLOWED FOR THE FOLLOWING REASON:

SEE REVERSE SIDE OF PART 4 FOR APPEAL INFORMATION.

SIGNATURE OF ASSESSOR OR MEMBER OF ASSESSOR'S STAFF DATE SIGNED (Mo., Day) / / 1993

DISTRIBUTION: Part 1 (White) -OPM Part 2 (Canary)-ASSESSOR Part 3 (Pink)-TAX COLLECTOR Part 4 (Goldenrod) -APPLICANT

**DIRECTIONS FOR COMPLETING APPLICATION**

**PRINT OR TYPE ALL ENTRIES (EXCEPT SIGNATURE)**

**Health care facility or nursing home resident** If your spouse was on Title XIX and was a resident of a health care facility in Connecticut during 1992, you need not include her/his Social Security benefits for the months s/he was such a resident. Attach proof of 1992 residency and Title XIX status.

**Disabled** to qualify for disability benefits, you must be under 65 and on Social Security Disability—or any federal, state or local government retirement or disability plan, Railroad Retirement Act, or government related teacher's retirement plan determined comparable by OPM. Attach current proof of disability plan.

**LINE 5:** Enter your marital status as of December 31, 1992. If you are married, check off the MARRIED box. If you are legally separated, check the UNMARRIED box. If your spouse died in 1992, check the MARRIED box. You will be considered married for purposes of this application. Complete Line 2 as usual but in the Middle Initial space write "Deceased Month/1992".

**LINES 7a-d:** Enter joint income of both husband and wife if you check off the Married box. Enter a dollar amount or the word 'None', if applicable. All line items in question 7 must be completed in this manner. All monies received are to be considered part of your qualifying income, unless excluded. (See next paragraph, "Exclusions"). Enter the total of lines 7a-7d on line 7e.

**Exclusions:**

Casualty loss reimbursement by insurance companies; life insurance proceeds; income derived through volunteer service under the Domestic Volunteer Service Act of 1973, as amended (such as stipends earned under the Foster Grandparents Program, Retired Senior Volunteer Program, Companion Program, etc.); food stamp coupon allotment; grants for disaster relief; and gifts, bequest, or inheritances (although any interest or other income produced by the gift, bequest, or inheritance must be included) Medicaid reimbursements.

YOU ARE REQUIRED TO SUBMIT PROOF OF YOUR INCOME, BY LAW, TO THE ASSESSOR OR AGENT BEFORE HE/SHE CAN ACCEPT AND CERTIFY YOUR CLAIM. This proof may consist of a copy of your Federal Income Tax Return, bank statements which show interest earned, statements received from trust accounts, dividend earning statements, statements from the Social Security Administration (e.g., Form SSA-1099) and photocopy of a recent check. The Assessor may require you to submit proof on a form he/she has designed for this purpose.

IMPORTANT: RETAIN ALL RECORDS RELATING TO THE INCOME STATEMENT YOU COMPLETED ON THE APPLICATION FORM, FOR A PERIOD OF AT LEAST THREE (3) YEARS. Auditors from the Office of Policy and Management will conduct random income verifications each year, and you may be called upon to provide such records and statements.

INCOME		TAX CREDIT AS A PERCENTAGE OF TAX		TAX CREDIT CEILING		MINIMUM	
Over	Not Exceeding	Married	Unmarried	Married	Unmarried	Married	Unmarried
\$ -0-	\$10,000	50%	40%	\$1,250	\$1,000	\$400	\$300
10,000	13,600	40	30	1,000	750	300	200
13,600	16,800	30	20	750	500	200	100
16,800	20,100	20	10	500	250	100	100
20,100	24,700	10	-0-	250	-0-	100	-0-

**LINE 8** Sign the application on Line 8 or, if you choose, you may have a relative, accountant, lawyer or a friend fill out and sign the application for you, as an authorized agent. BEFORE SIGNING THE APPLICATION READ THE AFFIDAVIT STATEMENT CAREFULLY. The affidavit statement is a declaration and your signature, or that of your authorized agent, means that you have sworn to the accuracy of the information given. After you have completed and signed the application, MAIL ALL FOUR COPIES of the application to the office of your local Assessor, ON OR BEFORE MARCH 15, 1993. Otherwise, you must go to the Assessor's Office to file an application before the filing period ends on May 15, 1993. Your copy of the application will be returned to you by the Assessor, after he/she has computed and certified your claim. This will be after your town has established its tax rate. YOU MUST FILE AN APPLICATION EVERY OTHER YEAR TO CONTINUE ELIGIBILITY. If you have any questions, contact your assessor's office.

**Appeal Information:**

Section 12-170cc states, "Any person aggrieved by the action of the secretary or the assessor or assessors in fixing the amount of such credit or in disproving the claim thereof under subsection (f) of section 12-170aa may appeal to the secretary, in writing, within thirty days from the date of notice given to him . . ." and it should be mailed to the following address:

SECRETARY  
OFFICE OF POLICY & MANAGEMENT  
TAX RELIEF UNIT  
80 WASHINGTON STREET  
HARTFORD, CT 06106



TRIALS AND TRIBULATIONS OF THE TYLER MILL ROAD BRIDGE

At your meeting of January 26, 1993, the Wallingford Town Council unanimously passed a motion to temporarily halt the State application process for a concrete bridge on Tyler Mill Road over the Muddy River and requested that the Town Engineer study three (3) alternates, i.e. a wooden bridge, a covered bridge or no bridge. A review of the minutes of your March 23, 1993 meeting would indicate that there may be some confusion concerning the current status of that project. It therefore seems appropriate to review at this time the trials and tribulations of the Tyler Mill Road bridge.

The repair/replacement of seven (7) structurally deficient bridges was added to the Six Year Capital Budget in 1990 with the Tyler Mill Road bridge in year six (6) because of the low traffic volumes carried by that bridge. In their letter of March 25, 1991, Conn. D.O.T. recommended that the bridge be closed to all traffic because the field stone abutments had been several undermined. The bridge was closed on April 22, 1991 when the town's Public Works Department placed large concrete blocks on each side of the bridge. Because the bridge was now closed to traffic, it was moved up to year one (1) in the revised Six Year Capital Budget for 1991.

At that time, I thought that this would be an excellent location for a timber bridge. There was renewed interest nationwide in timber bridges and improvements had been made in protective wood treatments. In anticipation of possibly having a timber bridge under design and under construction, I attended a one day seminar in June 1991 at the University of Connecticut. The subject of the seminar was: "The New Generation of Timber Bridges: A Cost Saving, Long Lasting, Low Maintenance Alternative." My enthusiasm for a timber bridge was somewhat blunted, however, when speakers from the timber industry and/or Directors of Public Works Departments with timber bridges stressed the critical importance of maintaining the chemical barrier to protect the timber from insect infestation. All bridges take a beating, from overloaded trucks, exposure to freeze and thaw cycles, deicing salts, and storm flows which try to wash them away. In my mind, the possibility of insect infestation placed timber bridges at a disadvantage and the primary advantage appeared to be the fact that timber bridges can be installed by small town public works departments.

In June 1992, a bridge consultant was hired to prepare plans and specifications for a new bridge. The specifications for the consultant's contract required an alternate bridge type study prior to the commencement of preliminary engineering design work. Because there had been some locally expressed interest in a timber bridge, we asked the consultant to also investigate a timber bridge. He studied three (3) bridge types, (1) steel beams with a concrete deck and bituminous wearing surface or pavement; (2) precast concrete box beams with a bituminous pavement; and (3) timber beams, timber decking, timber guard railing and a bituminous pavement. The substructure was common to all three (3) bridge types, U-shaped concrete abutments. Because Tyler Mill Road has been designated as a "scenic road", we thought it appropriate to get the Town Council's approval of the type of bridge to be installed. At your meeting on October 13, 1992, the Town Council unanimously accepted the consultant's and my recommendation for a concrete bridge. Improvements have also been made in making concrete bridges more resistant to deicing salts, i.e. vinyl coated steel reinforcement, a plastic membrane between the concrete deck and the bituminous pavement, and granite stone curbing. It should be noted that we are currently preparing plans and specifications to replace the concrete deck on the Quinnipiac Street bridge over the Quinnipiac River. The parapets are stamped "1938 W.P.A." (Bert may remember what the W.P.A. initials stand for.) There is an example of a concrete bridge deck that has provided good service for 55 years without the protection that is now built into all new concrete bridge decks.

At a meeting in the Mayor's Office on February 11, 1993, there was a consensus of the department heads in attendance that the Tyler Mill Road Bridge should remain closed. The Mayor asked for letters to that effect from each department. In their letter of February 16, 1993, the Fire Department indicated that the closing of the bridge has had a positive impact on brush and vehicle fires in the surrounding area and that public safety in the area in their opinion is well served by the existing access. The Police Department reported a marked decline in calls and attributed that to the reduced freedom of movement in the area providing an atmosphere conducive to reduced criminal activity. The Police Department also noted that a timber bridge, while aesthetically pleasing, would create some problems, would be more susceptible to being defaced and/or attempted arson, and that a covered bridge could become a haven for illegal activity in this isolated area by providing visual restrictions. The P.U.C. distributed a 2,000' scale site plan of the proposed Tyler Mill dam and reservoir showing areas of inundation with a spillway elevation at 140 and one at elevation 170. The former elevation would not affect the Tyler Mill Road Bridge site while the latter elevation would place the bridge site under 20' of water.

In their letters, both the Police and Fire Departments noted that the West Dayton Hill Road Bridge over the Muddy River is a far greater public safety issue. It is a one lane bridge with severe weight restrictions and a very poor sight line caused by a sharp bend in the road right at the bridge. West Dayton Hill Road is a well traveled artery between Wallingford and North Branford, is traversed by school vehicles and emergency vehicles, and the area has experienced considerable growth in the last ten (10) years. Both letters agreed that public safety would be better served by the replacement of the West Dayton Hill Road Bridge rather than the Tyler Mill Road Bridge. Funds for the realignment of West Dayton Hill Road and the replacement of the bridge have been included in the Six Year Capital Budget for 1994-95. The realignment of the roadway at the bridge will require the acquisition of some privately owned land on both sides of the bridge.

Twelve (12) years ago the town had nine (9) structurally deficient bridges. Three (3) have been replaced with all new structures: Toelles Road and Oak Street (Yalesville) over the Quinnipiac River and Ward Street Extension over the Muddy River. As previously mentioned, a consultant is currently preparing plans for a new superstructure on the Quinnipiac Street Bridge over the Quinnipiac River. All six (6) remaining structurally deficient bridges are eligible for a 30% grant and a 50% loan under the State's Local Bridge Program. Of those six (6) bridges, four (4) are also eligible for federal funding under the ISTEA program in which the 30% grant and 50% loan are replaced with an 80% grant. The Tyler Mill Road Bridge is one of the four (4) bridges eligible for an 80% grant.

R E S O L U T I O N

- WHEREAS, The Fifth Annual Alpha-Lo Bicycle Race has been scheduled for Sunday, May 2, 1993, to be run over certain public highways of the Town of Wallingford; and
- WHEREAS, the race draws participants from throughout the Northeast including Pennsylvania, Delaware and New York; and
- WHEREAS, this year's event will have approximately 400 racers which, when family members, friends and associates are counted, will probably mean over 1,000 persons will be visiting the Town of Wallingford on race day; and
- WHEREAS, the race thereby brings recognition to the Town of Wallingford and increased business to restaurants, motels and stores situated within the Town borders; and
- WHEREAS, the race involves the participation of Town Public Works, Police and Fire Departments, as well as numerous citizen volunteers cooperating to insure the success of the event; and
- WHEREAS, the large number of race participants as well as race officials and spectators makes it necessary to close certain public highways to all other traffic in order to insure the safety of the racers, as set forth in a letter from the Department of Police to the Corporation Counsel dated April 9, 1993, appended hereto;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF WALLINGFORD,

That the following public highways shall be entirely closed to traffic from 7:00 A.M. through 2:30 P.M. on May 2, 1993, to wit: Sterling Drive at Barnes Road and Enterprise Drive; Enterprise Drive at Sterling Drive and Barnes Industrial Park Road North; and Barnes Industrial Park Road North at Enterprise Drive, Barnes Road and Route 68.

That the following public highway shall have traffic restricted to one-half its width, to wit: Barnes Road from North Main Street Extension easterly to its intersection with Route 68.

DATED AT WALLINGFORD, CONNECTICUT THIS 13TH DAY OF APRIL, 1993.

\_\_\_\_\_  
William W. Dickinson, Jr.  
Mayor



*Town of Wallingford, Connecticut*  
*Department of Police Services*

DOUGLAS L. DORTENZIO  
CHIEF OF POLICE

135 NORTH MAIN STREET  
WALLINGFORD, CONNECTICUT 06492  
TELEPHONE (203) 269-4452

April 9, 1993

Mr. Adam Mantzaris, Corporate Counsel  
Town of Wallingford  
45 South Main Street  
Wallingford, Connecticut 05492

Re: Alpha Lo Bicycle Race  
Barnes Park North

Dear Attorney Mantzaris,

As per our discussion, I am providing the route utilized by the annual Alpha Lo Bicycle Race as held in the Barnes Park North. The target date for this year's race is Sunday, May 2, 1993.

Course route: Sterling Drive (northbound) to Enterprise Drive (westbound), to Barnes Industrial Road North (Southbound), to Barnes Road (eastbound).

The informal road closings used since 1989 are as follows:

- 1) Sterling Drive @ Barnes Road & Enterprise Drive.
- 2) Enterprise Drive @ Sterling Drive & Barnes Industrial Park Road North.
- 3) Barnes Industrial Road North @ Enterprise Drive, Barnes Road & Route 68.

We have historically restricted movement on the following road during race day:

- 1) Barnes Road from North Main Street Extension to Route 68.

It is our concern that our historical practice does not legally close these streets thereby leaving them public roads. We seek to endorse the race event while providing for the safety of pedestrians, bicyclists, and the motoring

public. Leaving the streets legally open to the public creates conflicts with statutes pertaining to bicycle operation on public roadways, as well as pedestrian and vehicle usage and responsibility on the same roads. It is our position that the legal traffic authority must provide for a safe public event and it is our opinion that a formal road closure is thereby required.

To give you a better understanding as to the overall race event and road usage I would like to provide you with the following information. When Mr. Dickerson of Alpha Lo Bicycle first approached the Town with his proposal to run a bicycle race in Wallingford, his wishes to were use the center of Town for the event. I raised concerns at that time regarding the safety, traffic and interference with religious services in this area. Hence, the event was moved to the northeast corner of Barnes Industrial Park North.

The geometric layout and demographics of this area provided for a reduced neighborhood impact because most of the businesses in the area were closed on Sunday. We informally accommodated this race while realizing our informal methodology presented some areas of criticality. Mr. Dickerson has, since 1989, hired two police officers to attempt to address some of the more obvious issues.

In the intervening years the event has expanded both from a participant perspective and as a spectator event. Coupled with increased public utilization of this area of Town, we now have an event which poses far more significant present day concerns within an increasingly litigious society; as evidenced by recent correspondence with a potentially impacted business.

Mr. Dickerson is proposing, for this year, the installation of orange barricade fencing on Barnes Road from Barnes Industrial Road North easterly to Sterling Drive. The bicycle riders would use the westbound lane for the race and the eastbound lane would be a one-way traffic flow. Ingress would be from the east off of North Main Street Extension and Barnes Industrial Road North while egress would be from Sterling Drive and Route 68.

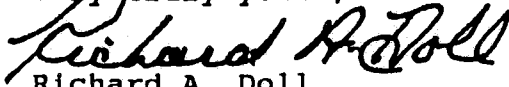
While I can appreciate this good faith attempt at addressing some concerns, I believe that we should decide whether we as a Town firmly support this event and if so, legally close the roadways and accord all parties the margin of safety a prudent man would believe appropriate.

This event now draws riders from many neighboring east coast states not just Connecticut. This and other public events which utilize Town roadways certainly provide benefit to the business community and our residential quality of life. They do however have an associated cost to the community.

That monetary or public inconvenience cost to the Town pales in comparison to the public relations damage, ill will and potential liability issues if inadequate public safety results in an event marred by tragedy.

Chief Dortenzio and I have discussed the issue of public events at length and there are areas which must be accepted as routine. The principle issue is road closure. Many events by design conflict with statutory obligations or public expectations. As the principle law enforcement and public safety agency of the Town of Wallingford we have a onerous responsibility to ensure for safety. Chief Dortenzio in his capacity as Legal Traffic Authority and myself, acting as his representative have a further commitment to ensure Wallingford road systems are safe for all motorists, pedestrians and event participants. We believe these events are good for a community and it is our intent to ensure event safety through legally acceptable methodology and practice. Should you have any further questions please contact me.

Very truly yours,



Richard A. Doll  
Traffic Maintenance Officer

cc: Chief Douglas L. Dortenzio  
Alpha Lo File